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JUN 07 2024

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY bolte DEPUTY CLERK

7 **UNITED STATES BANKRUPTCY COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION**

9 In re
10
11 SAFFRON ENTERPRISES, INC.,
12 dba MAYUR, A CUISINE OF INDIA,
13 Debtor.

Case No. 8:24-bk-11441-SC
Chapter 11

ORDER:

- (1) SETTING CONFERENCE ON STATUS OF SUBCHAPTER V CASE;**
- (2) REQUIRING DEBTOR TO APPEAR AT STATUS CONFERENCE AND FILE REPORT ON STATUS OF SUBCHAPTER V CASE, OR FACE POSSIBLE (A) CONVERSION OF CASE TO CHAPTER 7 OR (B) DISMISSAL OF CASE;**
- (3) REQUIRING SUBCHAPTER V TRUSTEE TO APPEAR AT STATUS CONFERENCE;**
- (4) ESTABLISHING PROCEDURE FOR MOTION FOR ORDER CONFIRMING SUBCHAPTER V PLAN; AND,**
- (5) SETTING DATE FOR 11 U.S.C. § 1111(b) ELECTION**

Subchapter V Status Conference

Date: July 31, 2024

Time: 1:30 p.m.

Place: 5C

1 On June 5, 2024, Saffron Enterprises, Inc., dba Mayur, A Cuisine of India,
2 ("Debtor" or "Debtor-in-Possession") designated its voluntary bankruptcy case as a case
3 under Subchapter V of chapter 11 (the "Subchapter V Case"). Pursuant to 11 U.S.C. §
4 1183, a Subchapter V trustee was or shall be appointed. Pursuant to 11 U.S.C. § 1188 and
5 to expedite the disposition of the Subchapter V Case, the Court makes the following
6 order:

7 **I. DEBTOR'S STATUS REPORT: CONTENTS, FILING, SERVICE**

8 No later than 14 days prior to the below scheduled Status Conference, the Debtor
9 must file a report on the status of this Subchapter V Case (the "Status Report") which
10 includes a proof of service demonstrating that the Debtor served the Status Report on
11 the United States trustee, the Subchapter V trustee, all secured creditors, the holders of
12 the twenty (20) largest unsecured claims, and a judge's copy. The Status Report must be
13 supported by admissible evidence in the form of declarations and supporting documents
14 and must:

15 A. Estimate for Filing Plan and Motion to Confirm Plan. Provide an estimate of
16 when the Debtor will file (1) a plan of reorganization ("Plan") within the time frame of 11
17 U.S.C. §§ 1189, and (2) a motion for order confirming chapter 11 plan ("Confirmation
18 Motion");

19 B. Objections to Claims. State whether a deadline should be set for hearings on
20 objections to claims and, if so, what that deadline should be;

21 C. Debtor's Duties. Disclose whether the Debtor has performed all of its duties
22 under FRBP Interim Rule 2015(b) and 11 U.S.C. §§ 521, 1184 and 1187; and reasons for
23 non-compliance, if any;

24 D. Pre-Confirmation Payments. Disclose whether the Debtor has transmitted
25 preconfirmation payments and funds to the Subchapter V trustee as is allowed under 11
26 U.S.C. §§ 1194;

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1 E. Litigation and Post-Petition Operations. Describe concisely the post-petition
2 operations of the Debtor (including authority to use cash collateral), litigation in which
3 the Debtor is involved, and the status of the Debtor's efforts to reorganize; and

4 F. Professionals and Fee Budget. Disclose whether the Debtor has hired, or shall
5 hire, any professionals and, if so, whether the professional's employment has been
6 approved by the Court.

7 **II. TRUSTEE'S APPEARANCE**

8 Pursuant to 11 U.S.C. § 1183(b), the Subchapter V trustee must appear at the
9 Status Conference and report on the status of this Subchapter V Case.

10 **III. STATUS CONFERENCE**

11 A status conference ("Status Conference") will be held on July 31, 2024 at 1:30
12 p.m. in Courtroom 5C – Virtual (Accessibility information will be posted into the Court's
13 tentative ruling prior to the hearing), located at 411 West Fourth Street, Santa Ana, CA
14 92701.

15 Pursuant to FRBP Interim Rule 3017.2, during the Status Conference, the Court
16 may: (1) set a deadline for hearings to be held on objections to claims; (2) set a deadline
17 for entry of an order approving the Confirmation Motion; and (3) set a hearing on an
18 order to show cause why this Subchapter V Case should not be converted to a case under
19 chapter 7 or dismissed if these deadlines are not met by the Debtor. If the Debtor does
20 not timely file and serve a Status Report and appear at the Status Conference, then at
21 the Status Conference, the Court may order: (1) the conversion of the Subchapter V Case
22 to one under chapter 7, or (2) the dismissal of the Subchapter V Case pursuant to 11
23 U.S.C. § 105(a) and 11 U.S.C. § 1112(b).

24 **IV. PLAN CONFIRMATION PROCEDURE**

25 A. Notice of Dates and Deadlines. Notice of (a) the hearing on the Confirmation
26 Motion, (b) the deadline for filing and serving objections to the Confirmation Motion,
27 and (c) the deadline for voting on the plan, must be filed and served in accordance with
28 F.R.B.P. 2002(b)-(d), (f)(11), (g)-(k), (p) and 3017-3020.

1 B. Confirmation Motion. The Confirmation Motion must be served upon the
2 U.S. trustee, the Subchapter V trustee, any party that has timely filed and served a
3 preliminary objection to confirmation by the ballot deadline, and any party that has
4 voted against the Plan. A judge's copy must also be served as provided for in Local
5 Bankruptcy Rule 5005-2(d) and the Court Manual. The Confirmation Motion must meet
6 at least the following criteria:

7 (1) Evidence. The Confirmation Motion must be supported by evidence
8 establishing that the plan is confirmable under 11 U.S.C. § 1191; evidence
9 must admissible under the Federal Rules of Evidence and in compliance
10 with LBR 9013-1(c)(3) and 9013-1(i).

11 (2) Service. At least 21 days before the confirmation hearing, the
12 Confirmation Motion must be served on the United States trustee, on the
13 Subchapter V trustee, and on all creditors and equity security holders who
14 have filed and served on the Debtor a preliminary objection to
15 confirmation and/or voted to reject the Plan; and

16 (3) Notice of Hearing. The Debtor must serve a notice of the confirmation
17 hearing that contains, among other information, notice that any party
18 opposing the Confirmation Motion must file and serve its written
19 opposition at least 14 days before the confirmation hearing date, and the
20 opposition must be supported by admissible evidence.

21 **V. 11 U.S.C. § 1111(b) Election**

22 The deadline for any secured creditor to elect treatment under 11 U.S.C. § 1111(b)
23 shall be the last date to file objections to the proposed Plan.

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1 IT IS FINALLY ORDERED that failure by the Debtor to comply with any
2 provision of this order may be deemed consent to dismissal of this case or conversion to
3 a case under chapter 7.

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Date: June 7, 2024


24 Scott C. Clarkson
25 United States Bankruptcy Judge